

Institution Determines Student a Non-resident

Student Bears the Burden of Proof in Requesting Reclassification

Choose one of the following options for proving Idaho residency for tuition purposes

Dependent Student

Student receives more than 50% of financial support from parent/guardian who has been domiciled in Idaho for prior 12 months

Independent Student

Student receives less than 50% of financial support from parent/guardian; has been domiciled and physically resided in Idaho for purposes other than educational for 12 months prior to registration

Graduate of an Idaho High School

Student registers at institution during term immediately following graduation, regardless of residence of parent/guardian (unless a non-US citizen)

Married to an Idaho Resident

Armed Forces (U.S. Army, Navy, Air Force, Marine Corps, or Coast Guard)

Student is a member, spouse or dependent child of a member of the Armed Forces ("AF") and the member:

- 1) Entered the AF as an Idaho resident, has maintained Idaho residency but is stationed outside of Idaho;
- 2) Is stationed in Idaho on military orders;
- 3) Is in the Idaho National Guard;
- 4) Separated honorably from AF after at least 2 years of service and at time of separation designated Idaho as intended domicile or has Idaho as home of record in service, and enrolls within 1 year of date of separation;
- 5) Is an AF veteran, served for at least 2 years, separated under honorable conditions, and moved to Idaho for the purpose of establishing domicile and will take steps to establish domicile in Idaho within one (1) year of registration at this institution

Student Away from Idaho

Student was domiciled and resided in Idaho for 12 months prior to departure, has been away from Idaho for less than 30 months (excluding time away from Idaho for post secondary education) and has not established domicile elsewhere

Member of:
Coeur d'Alene,
Shoshone-Paiute,
Nez Perce,
Shoshone-Bannock,
Kootenai, or
Eastern Shoshone tribe

"Domicile" means the "individual's true, fixed and permanent home and place of habitation. It is the place where that individual intends to remain, and to which that individual expects to return when that individual leaves without intending to establish a new domicile elsewhere." Idaho Code, 37-3717B(1)(a)

The establishment of a new domicile in Idaho by a person formerly domiciled elsewhere has occurred if the person is physically present in Idaho for purposes other than educational.

The statutory presumption is that a student who is enrolled for more than eight (8) hours in any term during a twelve (12) month period shall be presumed to be in Idaho for primarily educational purposes.

The statutory presumption is rebutted by any of the following, if done for at least 12 consecutive months before the term in which the student proposes to register as a resident.

1. Filing of Idaho state income tax return covering a period of at least 12 months

or

2. Ownership by the student of the student's living quarters

or

Permanent full-time employment, or the hourly equivalent in Idaho

or

The statutory presumption may also be rebutted by providing evidence of at least 5 of the following:

1) Registration and payment of Idaho taxes or fees on a motor vehicle, mobile home, travel trailer or other item of personal property

2) Idaho voter registration

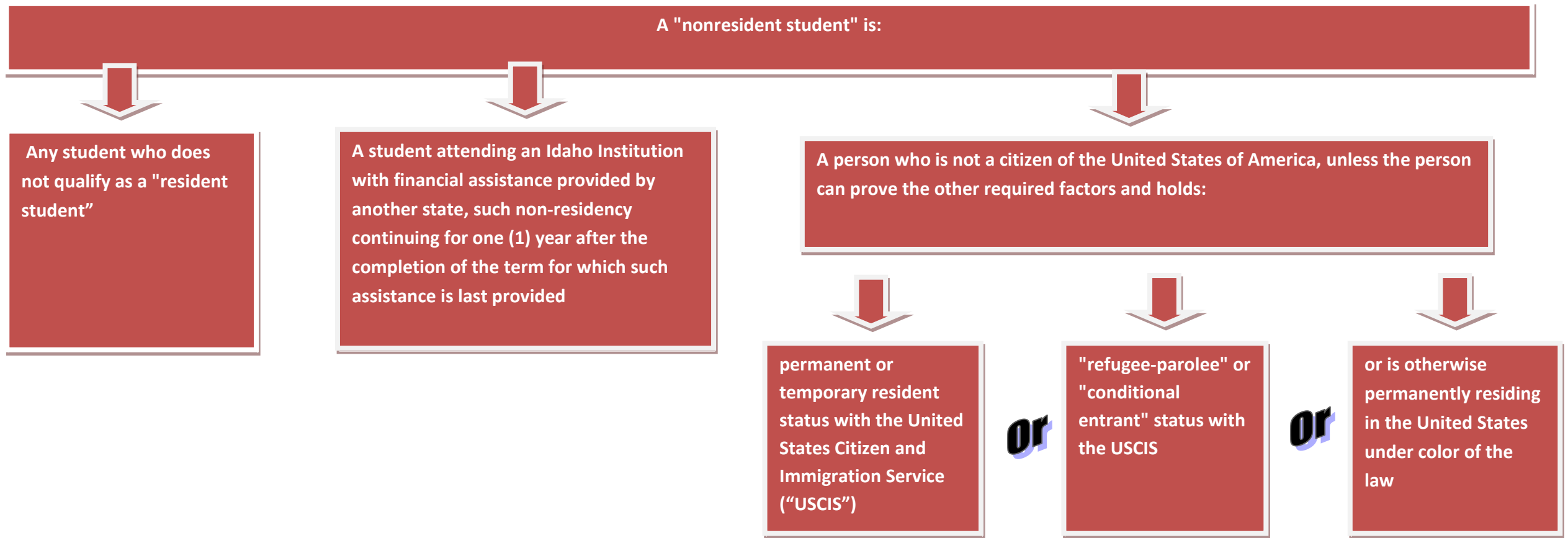
3) Idaho drivers license

4) Evidence of abandonment of previous domicile

5) Presence of household goods in Idaho

6) Establishment of accounts with Idaho financial institutions

7) Other similar factors indicating intent to be domiciled in Idaho and the maintenance of such a domicile.



Relevant Law and Regulations. The statutory and regulatory provisions relevant to residency determinations may be found at:

- Idaho Code Section 33-3717B (institutions other than community colleges)
- Idaho Code Section 33-2110A (community colleges)
- IDAPA 08.01.04